

ORDINANCE NO. 1896

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING SECTION 13.30.140.B OF THE MILWAUKIE MUNICIPAL CODE IN ORDER TO CLARIFY THE DEFINITION OF REIMBURSEMENT FEES.

WHEREAS, the City of Milwaukie Reimbursement Districts Ordinance was adopted in May 2000 by Ordinance #1868; and

WHEREAS, Reimbursement Districts are an alternative way to finance the cost of street, water, storm sewer or sanitary sewer improvements in lieu of a Local Improvement District (LID); and

WHEREAS, the amendment to the Reimbursement District Ordinance is needed to clarify the definition of reimbursement fees and to be consistent with state statute;

NOW, THEREFORE THE CITY OF MILWAUKIE, OREGON ORDAINS AS FOLLOWS:

Section 1: Section 13.30.140.B of the Milwaukie Municipal Code shall be amended to read as follows:


Collection and payment—Other fees and charges.

- A. The reimbursement fee is in lieu of a local improvement district charge for the improvements installed pursuant to the reimbursement district agreement. The reimbursement fee is not intended to replace or limit any other fee or charge collected by the city.

Section 2: The City Council determines that the fees authorized by this Ordinance are not taxes subject to the property tax limitations of Article XI, Section 11(b) of the Oregon Constitution.

Read the first time on January 8, 2002, and moved to second reading by 4 - 0 vote of the City Council.

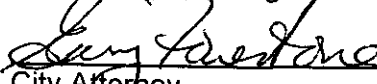
Read the second time and adopted by Council on January 8, 2002.


James Bernard, Mayor

ATTEST:


Pat DuVal, City Recorder

APPROVED AS TO FORM:
Ramis, Crew, Corrigan & Bachrach, LLP


City Attorney

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